

Menendez	Pryor	Stabenow
Merkley	Reed	Udall (NM)
Mikulski	Rockefeller	Warner
Murray	Sanders	Webb
Nelson (NE)	Schumer	Whitehouse
Nelson (FL)	Shaheen	

NAYS—34

Alexander	Cornyn	Lugar
Barrasso	Crapo	McCain
Bennett	DeMint	McConnell
Bond	Enzi	Reid
Brownback	Graham	Risch
Bunning	Grassley	Sessions
Burr	Gregg	Shelby
Chambliss	Hatch	Snowe
Coburn	Inhofe	Thune
Cochran	Isakson	Wicker
Collins	Johanns	
Corker	Kyl	

NOT VOTING—12

Begich	Murkowski	Udall (CO)
Byrd	Roberts	Vitter
Hutchison	Specter	Voinovich
Kennedy	Tester	Wyden

The PRESIDING OFFICER. On this vote the yeas are 53, the nays are 34. Three-fifths of the Senators duly chosen and sworn not having voted in the affirmative, the motion is rejected.

The majority leader is recognized.

Mr. REID. I enter a motion to reconsider the vote by which cloture was not invoked on the Dorgan amendment.

The PRESIDING OFFICER. The motion is entered.

Mr. REID. I ask unanimous consent the cloture motion on the bill be withdrawn.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. REID. Madam President, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

Mr. REID. Madam President, I ask unanimous consent the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

EXECUTIVE SESSION

NOMINATION OF HAROLD HONGJU KOH TO BE LEGAL ADVISER OF THE DEPARTMENT OF STATE

Mr. REID. I ask unanimous consent the Senate proceed to executive session to consider Calendar No. 140.

The PRESIDING OFFICER. Without objection, it is so ordered.

The assistant legislative clerk read the nomination of Harold Hongju Koh, of Connecticut, to be legal adviser of the Department of State

CLOTURE MOTION

Mr. REID. Madam President, I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The assistant legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, hereby move

to bring to a close debate on the nomination of Harold Hongju Koh, of Connecticut, to be legal adviser of the Department of State.

Harry Reid, Mark L. Pryor, Sheldon Whitehouse, Daniel K. Inouye, Russell D. Feingold, Christopher J. Dodd, Roland W. Burris, Richard Durbin, Patty Murray, Jon Tester, Mark Udall, Amy Klobuchar, Jack Reed, Max Baucus, Jeff Merkley, Blanche L. Lincoln, Maria Cantwell, Byron L. Dorgan.

Mr. REID. Madam President, I ask the mandatory quorum call be waived. The PRESIDING OFFICER. Without objection, it is so ordered.

LEGISLATIVE SESSION

Mr. REID. Madam President, I ask the Senate resume legislative session.

The PRESIDING OFFICER. Without objection, it is so ordered.

MORNING BUSINESS

Mr. REID. I ask now we proceed to a period for morning business with Senators permitted to speak for up to 10 minutes each.

The PRESIDING OFFICER. Without objection, it is so ordered.

TRAVEL PROMOTION ACT

Mr. REID. Madam President, let me say a brief word on the cloture that was not invoked on the travel bill. I hope everyone understands what obstructionism is. This is obstructionism at its best. It goes along with what the Republicans said they wanted to do and that is stop everything, as indicated in the Roll Call newspaper last week.

This is a bill that saves the government money, almost a half billion dollars over 10 years. It would create, in the first year after passage of the bill, 40,000 jobs.

Republicans killed this over the most fictitious reasoning. They said they were not allowed to offer amendments. That is absolutely false. In fact, we had an agreement that they could offer amendments. There were no restrictions on what they could offer. They wanted to offer amendments regarding TARP. They wanted to offer five of those. Fine, I said, go ahead. We had one amendment we want to offer. They said: No, we just want to offer ours, you can't offer yours.

Every State would benefit from this legislation because tourism is so important and popular in every State, but the Republicans killed this. Is there any wonder they have lost, during the last two election cycles, by election, 15 Republican Senators? Is it any wonder? They are so enthralled with the status quo they want no improvements of anything, including they don't want to save the government a half billion dollars, they don't want to improve tourism because this may be another victory for President Obama.

I am certainly aware of the work done by the committee. The Commerce Committee works so hard. Senator

ROCKEFELLER was ill. He badly injured himself. Senator DORGAN stepped forward to get it out of that committee so we could do this. It is good for every State. Tourism is good for New Hampshire, it is good for Nevada, it is good for North Dakota, it is good for Wyoming, and it is good for Idaho. The Republicans killed our ability to save half a billion dollars. They killed our ability to create 40,000 new jobs. Tourism is a trillion-dollar industry in this country. The Republicans killed this legislation.

Mr. DORGAN. Madam President, if the Senator will yield for a question.

Mr. REID. I would be happy to.

Mr. DORGAN. Last Thursday, the majority leader and I stood in that aisle. The question was going to be, under what conditions would this Travel Promotion Act come to the floor of the Senate? We said: You know what, tell us what amendments you need. Tell us which amendment you wish to offer and we will give you some. So it ended up five amendments on their side, three on ours, as a start. It was not going to be a limit, but we were going to start with five and three. They showed us their five. None had anything to do with this bill. We said: Fine, you can offer those five, no problem. They were all about TARP, troubled assets and so on. We said fine. Then we showed them the three to be offered on this side, and they looked at three of them and said this one we will not allow to be offered. All of a sudden, the minority was deciding they could offer all of theirs, but they will not allow the majority to offer one amendment that deals with the issue of the price of gasoline.

The result was we now had a vote against cloture on an issue dealing with travel promotion on a piece of legislation that raises \$500 million and reduces the deficit \$500 million in 10 years. It is pretty unbelievable to me. I asked the question earlier today, if we can't agree on a piece of legislation that in the last Congress was supported by over 50 Senators, Republicans and Democrats, dealing with promotion of tourism and creating jobs and promoting this country's economic interests by asking international tourists to come to this country, you are welcome to come and see America and understand what America is about—if we cannot agree on that, how on Earth will we agree to get amendments on energy, health care, climate change, and so on? It is so disappointing.

Mr. REID. Madam President, if I could respond to my friend, we had, this year, 11 Republican sponsors of this bill. Nine of them voted against cloture, nine of the eleven. That, to me, is hard to calculate as being within the realm of sensibility. What in the world did they accomplish, other than maybe they are following the Senate GOP, still saying no?

But should they say no to things—maybe they should have a better rationale, saying we can't do this, it is a

government program; we can't do this, it costs money; we can't do this, we don't have time to do it.

None of those apply. It does not cost government money. We have time to do it. It is not a government program.

Mr. DORGAN. Madam President, let me make one additional point. Unfortunately, too much of politics these days is there is my team and your team. On this kind of legislation I would have thought this was about our team, all of us working together on a bill that Republicans and Democrats had cosponsored, on a bill that is actually going to reduce the Federal budget deficit by a half billion dollars and on a bill that, at a time when we are in deep recession, promotes tourists to come to this country, who would, on average, spend \$4,500 in this country to create new jobs.

We have a substantial number, hundreds of thousands—633,000 fewer visitors to the United States from overseas than we had in the year 2000. Think of that, 633,000 fewer people visited this country from overseas than did in the year 2000. Every other country is experiencing a very substantial increase: France, England, Italy, Yugoslavia—not Yugoslavia, again, I made the mistake—it is Turkey and Japan and India, so many other countries—Kosovo; they are all advertising, all pushing for international tourism, to come to their country because they know it creates jobs and, more importantly, they understand when you go there you leave those countries with a good impression.

If ever there were a time when we need people to come to this country and leave with an understanding of culture and character of this country and at the same time create jobs in this country by buying gas, renting hotel rooms, buying airplanes seats, going to the tourist attractions, and understanding about America, it is now.

My hope is, in the next day or so, we might be able to find a way to bring those who voted against cloture to understand we have said, you know what, if you want to offer amendments, offer amendments. There is no obstruction anywhere.

One of our colleagues came to the floor and said: I am voting against cloture because I was obstructed from offering my amendment, and that was a colleague who had an amendment on a list we said explicitly yes to. How does one reconcile statements that are not accurate? My hope is maybe we can find agreement in the next day or two.

Mr. REID. Madam President, the problem we have is one of time now. They have stalled and killed so much time on this bipartisan good piece of legislation. I think they should hear from their constituents. We should go ahead and invoke cloture. If there are germane amendments, we can do them. But I do not think we will go through the kabuki of having TARP amendments and all this.

We have tried in good faith to get this piece of legislation finished. If

they want to finish this legislation, they should march up here and invoke cloture, which needs to be done. They can still offer germane amendments.

They may not like this bill. They may want to offer other amendments as they relate to this legislation. Unless I can be convinced otherwise—and I certainly can be, if I can be proven to be wrong; I am happy to be as reasonable as I can be—I think this is such a revolting development in a body that has pledged to do good things for the country. We have done a lot of good things this year. We have done it with little help from the Republicans. We have gotten some but not much. So they are stalling to prevent President Obama from accomplishing anything, even on a bill to save this country money.

Ms. KLOBUCHAR. If the majority leader would yield for a question, one of the things I found out with our hearing that you so kindly testified at about tourism—and I am chairing that subcommittee—now is, one, this was bipartisan, as you pointed out. There were Republicans there. They pledged their support for this bill.

But the second thing is when we talk about tourism, it is not we are not only talking about the CEOs of airline companies. The jobs, as you know, we are talking about in Nevada, are jobs such as maids or the people who work at the flower shops or the people who work in the frontline in the restaurants or the people, the bellboys. Those are real jobs.

One out of eight people employed in this country is employed in the tourism industry. What I heard in Nevada was something like 400 conventions had been canceled out of Las Vegas. We are just starting to see some improvements in our State. We call Duluth the Las Vegas of Minnesota. But we are starting to see improvements with business travel picking up, with some hope for consumers.

This bill would bring in those key people to spend \$4,500 every time they come into this country, and that is the international travelers. So if the majority leader would comment on what this means to real people, the bill the Republicans have now stopped, as we are trying every day to get more jobs in this country.

Mr. REID. Madam President, my father-in-law, may he rest in peace, emigrated from Russia and wound up in Duluth, MN. At that time, it was a booming town, very tough town. I have never been to Duluth. I have been to Minneapolis a few times, but I never had the opportunity to see the Land of a Thousand Lakes—I think that is what they call it.

Ms. KLOBUCHAR. Ten thousand.

Mr. REID. Ten thousand. Well, in Nevada we do not have many lakes, we do not have five lakes. But I would love to come and spend some time in Minnesota. It is a wonderful tourism destination, in the winter as cold as it is there, and a lot of things to do there, and in the summer.

As Senator DORGAN mentioned, we should be promoting our country so people like my father-in-law from Duluth or Minneapolis or wherever could go visit and have a good time being a tourist.

It is the same in Nevada, New Hampshire, Illinois. Every State in the Union is heavily dependent on tourism, and the Republicans do not seem to much care.

This bill is probably finished for the year, and that means 40,000 less jobs. That means this country will go in the red more for not having the stimulation the economy would get from this bill.

I appreciate very much the subcommittee and the committee getting this bill on the floor. We thought we were going to have this love fest here, because this bill helps every State in the Union, helps every State in the Union create jobs, as the Senator from Minnesota said so rightly, jobs not manufacturing things, which is important; I wish we could do more to help that—not jobs that provide entertainment in the sense of the word of going to watch a ball game or something such as that. That is tourism. My son and the pals he runs around with traveled one summer all around the country watching ball games. That is tourism. And as the Senator from Minnesota mentioned, the reason tourism jobs in Nevada are so important, we have one union that has 60,000 members. Who are those members? They are maids, they are car valets, they are waiters, waitresses.

I think it is a shame that we have, because of the Republicans looking for an excuse to make President Obama look bad—President Obama wants this done. This is part of his program, tourism.

I appreciate the comments of my friend from Minnesota.

I suggest the absence of a quorum.

The PRESIDING OFFICER (Mrs. SHAHEEN.) The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

Mr. NELSON of Nebraska. Madam President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

AMERICAN AUTO INDUSTRY OWNERSHIP

Mr. NELSON of Nebraska. Madam President, I rise to discuss a "Sense of the Senate" resolution I have submitted with several colleagues to address the government's recent move to take significant ownership stakes in two icons of American business: Chrysler and General Motors. Joining me as cosponsors are Senators COLLINS, LANDRIEU, LIEBERMAN, KLOBUCHAR and MCCASKILL.

This resolution puts the Senate on record and makes absolutely clear: the Federal Government is a "temporary